



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application No: 09/270,006

Examiner: V. Balasubramanian

Art Unit: 1624

Attorney's Docket No. 017753-113

RECEIVED

SEP 17 2001

TECH CENTER 1600/2900

**REQUEST FORM FOR CONTINUING PROSECUTION
APPLICATION UNDER 37 C.F.R. § 1.53(d)**

Assistant Commissioner for Patents
Box CPA
Washington, D.C. 20231

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 C.F.R. § 1.53(d) (Continuing Prosecution Application) of prior Application No. 09/270,006, filed on March 16, 1999, for NOVEL CEPHALOTAXANE DERIVATIVES AND PROCESS FOR THEIR PREPARATION by the following named inventor(s):

- (a) Full Name Jean-Pierre ROBIN
- (b) Full Name Julie BLANCHARD
- (c) Full Name Sylvie CAVOLEAU
- (d) Full Name Ludovic CHAUVIAT
- (e) Full Name Sandra CHARBONNEL
- (f) Full Name Robert DHAL
- (g) Full Name Gilles DUJARDIN
- (h) Full Name Florence FOURNIER
- (i) Full Name Chrystelle GILET
- (j) Full Name Laurent GIRODIER
- (k) Full Name Laureance MEVELEC
- (l) Full Name Sandrine POUTOT
- (m) Full Name Sylvie ROUAUD

09/28/2001 PSTARBAC 00000001 024800 09270006
01 FC:122 130.00



21839

- ☐ Applicant(s) hereby requests that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.53(d)(4), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application:

- (a) Full Name _____
(b) Full Name _____
(c) Full Name _____

The above-identified prior application is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application. (Note: 37 C.F.R. § 1.53(b) must be used for applications where the prior application is not to be abandoned.)

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all other applications in the same file wrapper.

1. ☒ Applicant(s) suggests Figure 1 for inclusion on the front page of the patent application publication and patent.
2. ☐ Applicant(s) requests suspension of action by the Office until at least __, which does not exceed three months from the filing of this CPA, in accordance with 37 C.F.R. § 1.103(b). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
3. ☒ Enter the amendment previously filed on July 12, 2001 under 37 C.F.R. § 1.116, but unentered, in the prior application.
4. ☐ The election made previously in the prior application does not carry over to this application.
5. ☐ A preliminary amendment is enclosed.
6. ☒ Small entity status is hereby claimed.
7. ☒ The filing fee is calculated below on the basis of the claims existing in the prior application as amended at 3 and 5 above:

C L A I M S

Request Form for Continuing Prosecution Application
of Application No. 09/270,006
Attorney's Docket No. 017753-113
Page 3

	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$710.00 (101)
Total Claims	14	MINUS 20 =	0	× \$18.00 (103) =	0.00
Independent Claims	7	MINUS 3 =	4	× \$80.00 (102) =	320.00
If multiple dependent claims are presented, add \$270.00 (104)					0.00
Total Application Fee					1,030.00
If small entity status is claimed, subtract 50% of Total Application Fee					515.00
TOTAL APPLICATION FEE DUE					515.00

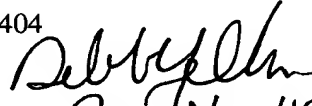
8. ☒ This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.
9. ☐ A check in the amount of \$ _____ is enclosed for the fee due.
10. ☐ Charge \$ _____ to Deposit Account No. 02-4800 for the fee due.
11. ☒ Priority of Application No. 98 03492, filed on March 30, 1998, in FRANCE (country) is claimed under 35 U.S.C. § 119.
- ☒ The certified copy of the priority application
- ☐ is enclosed.
- ☒ was filed on March 16, 1999 in prior Application No. 09/270,006, filed on March 16, 1999, and acknowledged by the Examiner on August 25, 2000 in Paper No. 9.
- ☐ has not yet been filed.
12. ☐ Please amend the specification by inserting before the first line the sentence:
- ☐ --This application is a ☐ continuation ☐ divisional of U.S. Application No. __, filed on __, which was a national stage filing under 35 U.S.C. § 371 of International Application No. __ filed on __, which International Application ☐ was ☐ was not published by the International Bureau in English on __--.
- ☐ --This application is a ☐ continuation ☐ divisional of U.S. Application No. __, filed on __, which was a continuation of International Application No. __, filed on __, which International Application ☐ was ☐ was not published by the International Bureau in English on __--.
13. ☒ Also enclosed Petition for Extension of Time.
14. ☒ The power of attorney in the prior application is to Burns, Doane, Swecker & Mathis LLP.
- a. ☒ The power appears in the original papers in the prior application.

- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☒ Recognize as Associate Attorney or Agent Deborah H. Yellin, Reg. No. 45,904.
- d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

Norman H. Stepno
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

Date: September 12, 2001

By:


Reg. No. 45,904 for
Norman H. Stepno
Registration No. 22,716

ADDRESS OF SIGNATOR:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

- ☐ inventor(s)
☐ assignee of complete interest
☒ attorney or agent of record
☐ filed under 37 C.F.R. § 1.34(a)